

11 N.E.,

12 Plaintiff,

13 v.

14 KILOLO KIJAKAZI,  
15 Acting Commissioner of Social Security,

16 Defendant.

17 Case No. 22-cv-00345-LB

18 **ORDER**

19 The court grants the defendant's motion for remand pursuant to Sentence Four of 42 U.S.C. §  
20 405(g) and remands for further administrative proceedings. On remand, the Appeals Council will  
21 remand the case to an administrative law judge (ALJ) for a new decision, and will instruct the ALJ  
22 take further action, as warranted, to complete the administrative record and resolve the following  
23 issues. The ALJ will evaluate whether the plaintiff has the residual functional capacity (RFC) to  
24 perform his past relevant work, as actually performed rather than as generally performed in the  
25 national economy. If the ALJ determines that the plaintiff could not have performed his past  
26 relevant work, the ALJ will determine whether there were other jobs that existed in significant  
27 numbers in the national economy (during the closed period of alleged disability) that the plaintiff  
28 could have performed, given the limitations in the RFC findings. If appropriate, the ALJ will  
obtain supplemental vocational expert testimony to assist in determining what jobs, if any, existed.

1           **IT IS SO ORDERED.**  
2           Dated: October 14, 2022  
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LAUREL BEELER  
United States Magistrate Judge